FARAD CONTINUATION SHEET

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

CIVIL APPLICATION NO. 5015 OF 2006
IN
FIRST APPEAL NO. 7825 OF 2004.

Office Notes,Office Memoranda of Coram, appearnaces,Courts's orders or directions and Registrar's orders. :	: : : :	Court's or Judge's orders

M.B.Kotak for the applicants.

Ms.Urmila K. Sanil for respondent No.1.

CORAM: D.B.BHOSALE, J.

DATED: 21st November 2006.

P.C. :

. At this stage, Ms.Sanil, learned counsel for respondent No.1- insurance company has no objection for allowing the applicants to withdraw Rs.50,000/- only. In view of the statement made by learned counsel for respondent No.1, applicants are allowed to withdraw Rs.50,000/- unconditionally.

2. In so far as remaining amount is concerned, liberty to the applicants to apply afresh after service on respondent No.3 in appeal. Ms.Sanil, learned counsel for the appellant prays for two weeks time to take necessary steps for effecting

service on respondent No.3- Mr.R.C.Patni, who is not traceable. She further states that if the appellant is not able find the address of respondent No.3 she will apply for substitute service. Time as prayed is granted. If the appellant fails to take any steps to serve respondent No.3 in appeal within the aforestated period, the appeal as well the applications taken out therein shall stand dismissed for non-prosecution against respondent No.3 without reference to the Court.

3. Civil application stand disposed of.

(D.B.BHOSALE, J.)